

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION**

**ELNORSH DUCKWORTH**

**PETITIONER**

**VERSUS**

**CIVIL ACTION NO. 1:11cv1HSO-JMR**

**PRESTON GOFF**

**RESPONDENT**

**FINAL JUDGMENT**

This cause came on this date to be heard upon the Report and Recommendation of Chief United States Magistrate Judge John M. Roper entered on June 13, 2011 [10-1], together with Objections filed thereto [12-1, 13-1]. The Court, having adopted said Report and Recommendation as the finding of this Court by Memorandum Opinion and Order entered this date, finds that this matter should be dismissed. Accordingly,

**IT IS, THEREFORE, ORDERED AND ADJUDGED** that, Respondent's Motion to Dismiss filed February 3, 2011, [9-1] should be and hereby is **GRANTED**, and Duckworth's §2254 Petition is hereby dismissed as time-barred under 28 U.S.C. § 2244(d)(1).

**SO ORDERED AND ADJUDGED**, this the 28<sup>th</sup> day of September, 2011.

*s/ Halil Suleyman Ozerden*

HALIL SULEYMAN OZERDEN  
UNITED STATES DISTRICT JUDGE